

MINUTES OF COUNCIL REGULAR MEETING – JUNE 17, 2014

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, JUNE 17, 2014 AT 6:54 P.M., IN THE COUNCIL CHAMBERS, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. THE MEETING WAS CALLED TO ORDER AND CONDUCTED BY MAYOR BIGELOW.

THE FOLLOWING MEMBERS WERE PRESENT:

Ron Bigelow, Mayor
Corey Rushton, Councilmember At-Large
Lars Nordfelt, Councilmember At-Large
Tom Huynh, Councilmember District 1
Karen Lang, Councilmember District 3
Steve Vincent, Councilmember District 4

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

ABSENT: Steve Buhler, Councilmember District 2

STAFF PRESENT:

Paul Isaac, Assistant City Manager/HR Director
Nicole Cottle, Assistant City Manager/CED Director
Eric Bunderson, City Attorney
Jim Welch, Finance Director
Kevin Astill, Parks and Recreation Director
Layne Morris, CPD Director
John Evans, Fire Chief
Lee Russo, Police Chief
Sam Johnson, Strategic Communications Director
Jake Arslanian, Public Works Department

16646 **OPENING CEREMONY**

Councilmember Karen Lang who led the Pledge of Allegiance to the Flag conducted the Opening Ceremony.

16647 **APPROVAL OF MINUTES OF REGULAR MEETING HELD JUNE 3, 2014**

The Council read and considered Minutes of the Regular Meeting held June 3, 2014. There were no changes, corrections or deletions.

After discussion, Councilmember Lang moved to approve the Minutes of the Regular Meeting held June 3, 2014, as written. Councilmember Huynh seconded the motion.

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A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Huynh	Yes
Mr. Rushton	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

16648

COMMENT PERIOD

Upon inquiry by Mayor Bigelow, the following individuals addressed the City Council during the comment period:

A. PUBLIC COMMENTS

Lloyd Barker addressed the City Council. He commended the City Council for their public service and indicated he desired to discuss an item that had previously been passed, but thought there had not been enough information considered at the time and with unintended consequences. He expressed displeasure at the color of street signs as most in the country were green with white lettering and West Valley City had chosen black with white lettering. He stated the black signs were not easily seen at night due to the dark color and black had a negative connotation, that being crime. Mr. Barker indicated he was looking to build the City up and not tear it down. He explained green was a better color and was used in most of the country; and there would be no harm in following something that was successful. He concluded with pointing out he had a background in engineering.

Richard Valentine addressed the City Council. Mr. Valentine stated he was a West Valley City resident and employee of the Salt Lake County Health Department. He handed out written information that would facilitate his remarks. He discussed air quality issues including facts and things one could do to change habits that would make a difference in the air quality. He also encouraged the City Council and the City to participate in the Clean the Air Challenge.

B. CITY MANAGER COMMENTS

City Manager, Wayne Pyle, discussed the sign issue as mentioned by Mr. Barker including reasons for safety considerations and options in determining the color of street signs. He advised the black sign had been chosen for reasons of differential and aesthetics. He indicated Mr. Barker

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had expressed his valid preference for green signs and the Council appreciated those comments. Mr. Pyle also advised he would be amenable to looking into participation in the Clean the Air Challenge as it was an important issue.

C. CITY COUNCIL COMMENTS

Councilmember Rushton advised he had recently received a telephone call from a Salt Lake City council member challenging West Valley City to participate in the Clean the Air Challenge. He advised he would definitely respond to that challenge.

Councilmember Vincent stated a few years prior, West Valley City had passed a no idling resolution, specifically for school zones; however, there were other measures that could be undertaken.

Mayor Bigelow stated the color of signs could also be related to gang affiliation along with certain school colors. He also stated there were no “safe” colors anymore. He indicated that in connection with the environment, he would like to be more involved and find ways for the City to participate. He explained he rode TRAX to meetings and hoped that helped by not using an automobile. He encouraged everyone to find individual ways to make a difference.

16649

RESOLUTION NO. 14-101, APPROVE A RIGHT-OF-WAY CONTRACT WITH PROPERTY RESERVE, INC. FOR THE PURCHASE OF PROPERTY LOCATED AT 6500 SOUTH 5600 WEST

Mayor Bigelow presented proposed Resolution No. 14-101 that would approve a Right-of-Way Contract with Property Reserve, Inc., in the amount of \$178,900.00, plus closing costs, for the purchase of property located at 6500 South 5600 West.

He stated Property Reserve, Inc. had signed the Right-of-Way Contract, a Quit Claim Deed, and a Grant of Temporary Construction Easement for the 5600 West Project running from 6200 South to 7000 South.

He indicated the 23,193 square foot parcel was one of the properties to be acquired for the 5600 West Project that would widen the west side of 5600 West and include installation of curb, gutter, and sidewalk along with additional pavement width on 5600 West. He advised compensation for purchase of the parcel had been based on an appraisal report prepared by Fortis Group, LLC. He also advised the City applied for Advanced Acquisition Corridor Preservation funds, which funding request had been approved by the Salt Lake County Council of Governments.

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After discussion, Councilmember Vincent moved to approve Resolution No. 14-101, a Resolution approving a Right-of-Way Contract between West Valley City and Property Reserve, Inc. for the Purchase of Property Located at 6500 South 5600 West. Councilmember Lang seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Huynh	Yes
Mr. Rushton	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

16650

RESOLUTION NO. 14-102, APPROVE A RIGHT-OF-WAY CONTRACT WITH PROPERTY RESERVE, INC. FOR THE PURCHASE OF PROPERTY LOCATED AT 6606 SOUTH 5600 WEST

Mayor Bigelow presented proposed Resolution No. 14-102 that would approve a Right-of-Way Contract with Property Reserve, Inc., in the amount of \$15,400.00, plus closing costs, for the purchase of property located at 6606 South 5600 West.

He stated Property Reserve, Inc. had signed the Right-of-Way Contract, a Quit Claim Deed, and a Grant of Temporary Construction Easement for the 5600 West Project running from 6200 South to 7000 South.

He indicated the 1,998 square foot parcel was one of the properties to be acquired for the 5600 West Project. He explained the project was a joint effort between West Valley City and West Jordan City and would widen the west side of 5600 West. He also advised the project would include installation of curb, gutter, and sidewalk along with additional pavement width on 5600 West. He indicated compensation for the purchase had been based on an appraisal report by Fortis Group, LLC. He advised the City applied for Advanced Acquisition Corridor Preservation funds that had been approved by the Salt Lake County Council of Governments. He stated although the parcel was located in West Jordan City, the right-of-way acquisition was handled by West Valley City as part of the Corridor Preservation Fund application.

After discussion, Councilmember Rushton moved to approve Resolution No. 14-102, a Resolution Approving a Right-of-Way Contract between West Valley City and Property Reserve, Inc. for the Purchase of Property Located at 6606 South 5600 West. Councilmember Nordfelt seconded the motion.

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A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Huynh	Yes
Mr. Rushton	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

16651 **RESOLUTION NO. 14-103, APPROVE AN EASEMENT ENCROACHMENT AGREEMENT BETWEEN WEST VALLEY CITY, THE U.S. DEPARTMENT OF THE INTERIOR AND COMCAST OF UTAH II, INC. THAT WILL ALLOW COMCAST OF UTAH II, INC. TO INSTALL FOUR TWO-INCH UNDERGROUND CONDUITS FOR BROADBAND CABLE WITHIN THE CITY’S RIGHT-OF-WAY ON 2270 SOUTH AND 2340 SOUTH AT APPROXIMATELY 2340 WEST**

Mayor Bigelow presented proposed Resolution No. 14-103 that would approve an Easement Encroachment Agreement between West Valley City, the U.S. Department of the Interior and Comcast of Utah II, Inc., that would allow Comcast of Utah II, Inc. to install four two-inch underground conduits for broadband cable within the City’s right-of-way on 2270 South and 2340 South at approximately 2340 West.

He stated Comcast had requested permission to cross the Jordan Aqueduct and the City’s right-of-way with a broadband cable. He explained the City owned property encumbered by an easement owned by the U.S. Department of the Interior that allowed them to operate the Jordan Aqueduct. He indicated Comcast desired to install four two-inch underground conduits for broadband cable within the City’s right-of-way on 2270 South Street and 2340 South Street at approximately 3700 West. He advised that the U.S. Department of the Interior was required to consent because Comcast’s action would also encroach on their easement.

After discussion, Councilmember Lang moved to approve Resolution No. 14-103, a Resolution approving an Easement Encroachment Agreement between West Valley City, the U.S. Department of the Interior and Comcast of Utah II, Inc. that will Allow Comcast of Utah II, Inc. to Install Four Two-inch Underground Conduits for Broadband Cable within the City’s Right-of-Way on 2270 South and 2340 South at Approximately 3700 West. Councilmember Vincent seconded the motion.

A roll call vote was taken:

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Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Huynh	Yes
Mr. Rushton	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

16652

RESOLUTION NO. 14-104, AWARD A CONTRACT TO ACE CONSTRUCTION FOR CONSTRUCTION OF THE GLENN WEAVER MEMORIAL PARK AT THE VISTAS

Mayor Bigelow presented proposed Resolution No. 14-104 that would award a contract to Ace Construction, in an amount not to exceed \$886,612.47, for construction of the Glenn Weaver Memorial Park at the Vistas located in the Vistas Subdivision at 6370 W. Cape Ridge Lane (4590 South).

He stated the park project had been advertised and bid on April 16, 2014, and negotiations with the low bidder had taken place over the last few weeks resulting in the proposed contract price. He discussed three bids submitted, as follows:

Ace	\$1,216,422.47
Stratton and Bratt	\$1,472,613.02
S&L Excavating	\$1,375,601.63

He indicated Vistas West was the second of three parks in the Vistas Subdivision acquired by the City when the 750-lot subdivision was approved in 2000. He advised it was 2.8 acres of open space with a Kearns Improvement District (KID) pump house in the middle of the property. He also stated the site had extensive slopes and retaining walls required in the design.

He reported the park would be a neighborhood park with a play structure, pavilion, and trellis-covered overlook. He advised the park had one of the better views of the mountains and valley from the west side and the design captured this natural asset. A sledding hill was also laid out to take advantage of the elevation changes on the site. He explained the visual impact of the KID pump house would be minimized by earthwork and plantings. He stated a pavilion and the trellis would be purchased separately and installed by the Parks and Recreation Department at a later date in a cost saving move.

After discussion, Councilmember Vincent moved to approve Resolution No. 14-104, a Resolution Awarding a Contract to Ace Construction for the Construction

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of the Glenn Weaver Memorial Park at the Vistas. Councilmember Huynh seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Huynh	Yes
Mr. Rushton	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

16653

RESOLUTION NO. 14-105, APPROVE AN AGREEMENT WITH ROCKY MOUNTAIN POWER TO REMOVE OVERHEAD POWER SERVICE TO THE KEARNS IMPROVEMENT DISTRICT PUMP HOUSE AND INSTALL A NEW UNDERGROUND SERVICE TO THE SAME PUMP HOUSE

Mayor Bigelow presented proposed Resolution No. 14-105 that would approve an Agreement with Rocky Mountain Power, in the amount of \$32,359.00, to remove overhead power service to the Kearns Improvement District pump house and install a new underground service to the same pump house.

He stated the overhead service to the pump house was visually unattractive and physically in the way of park design and layout. The service needed to be placed under ground, out of the way and out of sight.

He indicated from the onset of receiving the park property it had been evident the existing power service needed to be changed to an underground service. Staff had been in contact with, first, Utah Power and Light and now, Rocky Mountain Power, to receive estimates to have the poles on site removed and a new service pulled underground.

After discussion, Councilmember Nordfelt moved to approve Resolution No. 14-105, a Resolution Approving an Agreement between Rocky Mountain Power and West Valley City to Remove Overhead Power Service to the Kearns Improvement District Pump House and Install a New Underground Service to the Same Pump House. Councilmember Lang seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes

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Mr. Huynh	Yes
Mr. Rushton	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY CITY COUNCIL, THE REGULAR MEETING OF TUESDAY, JUNE 17, 2014, WAS ADJOURNED AT 7:23 P.M., BY MAYOR BIGELOW.

I hereby certify the foregoing to be a true, accurate and complete record of the proceedings of the Regular Meeting of the West Valley City Council held Tuesday, June 17, 2014.

Sheri McKendrick, MMC
City Recorder